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### CERTIFICATE UNDER 37 CFR § 1.10 OF MAILING BY "EXPRESS MAIL"

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I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

O I DE SCIENT & PARTY SELECTION OF THE SCIENT SELECTIO

Sarah M. Barnett

PATENT Customer No. 22,852 Attorney Docket No. 09580.0004-00000

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	Application of James W. DARROW et al.	) Group Art Unit: 1624
Appli	cation No. 10/602,560	) Examiner: Zachary C. Tucker )
Filed	: June 23, 2003	) Confirmation No.: 1258 )
For:	CERTAIN AMINO-SUBSTITUTED MONOCYCLES AS KINASE MODULATORS	) ) )

### **Mail Stop Amendment**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir:

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Attorney Docket No. 09580.0004-00000 Application No. 10/602,560

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: January 27, 2005

Lauren L. Stevens Reg. No. 36,691 Customer No. 22,852

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Sarah M. Barnett

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

O/SB/08: Substitute for form 1449A/PTO

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/602,560			
Filing Date	June 23, 2003			
First Named Inventor	James W. DARROW			
Confirmation No.	1258			
Art Unit	1624			
Examiner Name	Zachary C. TUCKER			
Attomey Docket Number	09580.0004-00000			

Examiner Initials	Cite No.		Issue or	Name of Patentee or	Class	Subclass
		Number-Kind Code (if known)	Publication Date	Applicant of Cited Document		
		3,452,018	Jun 24, 1969	Santilli et al.	•	
		5,138,058	Aug 11, 1992	Geisein et al.		_
		5,215,990	Jun 1, 1993	Geisein et al.		
		5,521,184	May 28, 1996	Zimmermann		
		5,728,704	Mar 17, 1998	Mylari et al.		
		5,866,578	Feb 2, 1999	Mylari et al.		
		2004/0082627	Apr 29, 2004	Darrow et al.		

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document Country Code Number Kind Code (if known)	Publication Date	Name of Patentee or Applicant of Cited Document	Translation	
		DE 19700320	Jul 24, 1997		Abstract	
		EP 0 503 436	Mar 2, 1992		Abstract	
		EP 0 563 386	Oct 6, 1993			
		EP 0 564 409	Mar 25, 1993		Abstract	
		EP 0 775 698	May 28, 1997		Abstract	
		JP 02-149566	Jun 8, 1990		Abstract	
		JP 04-049279	Feb 18, 1992		Abstract	
-		GB 1,016,202	Jan. 5, 1966			
	-	WO 81/03020	Oct 29, 1981			
		WO 96/04914	Feb 22, 1996		Abstract	
		WO 96/39400	Dec 12, 1996			
		WO 99/11633	Mar 11, 1999		Abstract	
		WO 99/31088	Jun 24, 1999			
		WO 00/09496	Feb 24, 2000		Abstract	
		WO 00/25780	May 11, 2000			
		WO 00/59510	Oct 12, 2000			

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

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Sheet

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Art Unit	1624			
Examiner Name	Zachary C. TUCKER			
Attorney Docket Number	09580.0004-00000			

		FOREIGN PATENT DO	CUMENTS	
	WO 00/78738	Dec 28, 2000		
	WO 01/22938	Apr 5, 2001		
	WO 01/25220	Apr 12, 2001		
	WO 01/47897	Jul 5, 2001		
	WO 01/47921	Jul 7, 2001	-	
	WO 01/60806	Aug 23, 2001		
	WO 02/22602	Mar 21, 2002		
	WO 02/04429	Jan 17, 2002		
ĺ	WO 02/093164	Nov 21, 2002		
	WO 02/096421	Dec 5, 2002		 
	WO 2004/000318	Dec 31, 2003		
	WO 2004/000820	Dec 31, 2004		

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	NON PATENT LITERATURE DOCUMENTS					
Examiner Cite No.		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
		CAVALIER et al. (2001) "Catechol Derivatives of Aminopyrazine and Cell Protection Against UVB-Induced Mortality," Bioorganic & Medicinal Chemistry, 9(4): 1037-1044.				
		COURDERT et al. (1988) "Synthesis and antidepressant effect of 4,6diaryl-3-aminopyridazines, minaprine analogs," Farmaco, Ed. Sci., 43(10): 793-800 (abstract only).				
	·	EMELINA et al. (1999) "Alkylhydrazines in the synthesis of 3- and 5-aminopyrazoles," Russian Journal of Organic Chemistry (Translations of Zhurnal Organicheskoi Khimii), 35(1): 119-123 (abstract only).				
		KANDI et al. (1996) "New pyridasine derivatives. Effects on a biological system," Tinctoria, 93(3): 40-49 (abstract only).				
	ė	ULRICH et al. (2002) "Pacreatic Cell Lines: A Review," (Pancreas, 24(2): 111-120.				
		ZAYED et al. (1985) "Activated nitriles in heterocyclic synthesis. Novel synthesis of pyrazoles, pyridones and pyrrolo[2,3-b]pyridones," Org. Prep. Proced. Int., 17(1): 70-75 (abstract only).				
	٩	International Search Report dated January 21, 2004, for Application No. PCT/US03/19961, International filing date June 23, 2003.				

Examiner		Date	
Signature	i	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.